

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

00-6344

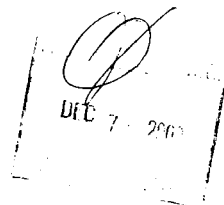
CASE NO. _____

8 U.S.C. § 1324(a)(1)(A)(i)
8 U.S.C. § 1324(a)(1)(A)(v)(I)
8 U.S.C. § 1324(a)(1)(A)(v)(II)
8 U.S.C. § 1324(a)(2)(B)(ii)

CR. DIMITROULEAS

**MAGISTRATE JUDGE
SNOW**

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
vs.)
)
SAINVILUS EMMANUEL,)
a/k/a "Mano,")
a/k/a "Emmanuel,")
a/k/a "Joseph Paul,")
)
Defendant.)
_____)



INDICTMENT

The Grand Jury charges that:

COUNT I

From at least as early as on or about September 20, 2000, through on or about September 22, 2000, in Broward County, in the Southern District of Florida, and elsewhere, the defendant,

**SAINVILUS EMMANUEL,
a/k/a "Mano"
a/k/a "Emmanuel,"
a/k/a "Joseph Paul,"**

did knowingly and willfully and for the purpose of private financial gain, combine, conspire,

[Handwritten mark]

confederate, and agree with persons known and unknown to the Grand Jury to encourage and induce aliens to come to, enter and reside in the United States, knowing and in reckless disregard of the fact that such coming to, entry and residence is and will be in violation of law, that is, in violation of Title 8, United States Code, Section 1324(a)(1)(A)(iv); all in violation of Title 8, United States Code Section 1324(a)(1)(A)(v)(I).

COUNT II

From at least as early as on or about September 20, 2000, through on or about September 22, 2000, in Broward County, in the Southern District of Florida, and elsewhere, the defendant,

**SAINVILUS EMMANUEL,
a/k/a "Mano"
a/k/a "Emmanuel,"
a/k/a "Joseph Paul,"**

did encourage and induce aliens to come to, enter and reside in the United States, for the purpose of private financial gain and knowing and in reckless disregard of the fact that such coming to, entry and residence is and will be in violation of law; all in violation of Title 8, United States Code, Sections 1324(a)(1)(A)(iv) and 1324(a)(1)(A)(v)(II).

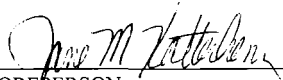
COUNT III

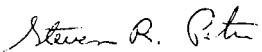
From on or about September 20, 2000, through on or about September 22, 2000, in Broward County, in the Southern District of Florida, and elsewhere, the defendant,


**SAINVILUS EMMANUEL,
a/k/a "Mano"
a/k/a "Emmanuel,"
a/k/a "Joseph Paul,"**

knowingly and in reckless disregard of the fact that an alien had not received prior official authorization to come to, enter and reside in the United States, did bring to and attempt to bring to the United States by vessel and for the purpose of private financial gain, such alien, in violation of Title 8, United States Code, Section 1324(a)(2)(B)(ii).

A TRUE BILL:


FOREPERSON


for GUY A. LEWIS
UNITED STATES ATTORNEY


KATHLEEN RICE
ASSISTANT UNITED STATES ATTORNEY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

UNITED STATES OF AMERICA

CASE NO. _____

v.

CERTIFICATE OF TRIAL ATTORNEY*

SAINVILLE EMMANUEL

Superseding Case Information:

Court Division: (Select One)

New Defendant(s) Yes ☐ No ☐

Number of New Defendants _____

Total number of counts _____

☐ Miami ☐ Key West
☒ FTL ☐ WPB ☐ FTP

I do hereby certify that:

1. I have carefully considered the allegations of the indictment, the number of defendants, the number of probable witnesses and the legal complexities of the Indictment/Information attached hereto.
2. I am aware that the information supplied on this statement will be relied upon by the Judges of this Court in setting their calendars and scheduling criminal trials under the mandate of the Speedy Trial Act, Title 28 U.S.C. Section 3161.

3. Interpreter: (Yes or No) ☒ YES
List language and/or dialect CREOLE

4. This case will take 4-5 days for the parties to try.

5. Please check appropriate category and type of offense listed below:

(Check only one)

(Check only one)

I	0 to 5 days	<input checked="" type="checkbox"/>	Petty	<input type="checkbox"/>
II	6 to 10 days	<input type="checkbox"/>	Minor	<input type="checkbox"/>
III	11 to 20 days	<input type="checkbox"/>	Misdem.	<input type="checkbox"/>
IV	21 to 60 days	<input type="checkbox"/>	Felony	<input checked="" type="checkbox"/>
V	61 days and over	<input type="checkbox"/>		

6. Has this case been previously filed in this District Court? (Yes or No) No

If yes:

Judge: _____ Case No. _____

(Attach copy of dispositive order)

Has a complaint been filed in this matter? (Yes or No) No

If yes:

Magistrate Case No. _____

Related Miscellaneous numbers: _____

Defendant(s) in federal custody as of _____

Defendant(s) in state custody as of _____

Rule 20 from the _____ District of _____

Is this a potential death penalty case? (Yes or No) No

7. Does this case originate from a matter pending in the U. S. Attorney's Office prior to April 1, 1999? Yes ☒ No ☐ If yes, was it pending in the Central Region? Yes ☐ No ☐

8. Did this case originate in the Narcotics Section, Miami? Yes ☒ No ☐

Kathleen Rice
KATHLEEN RICE
ASSISTANT UNITED STATES ATTORNEY
Florida Bar No. 100765

PENALTY SHEET

Defendant's Name SAINVILUS EMMANUEL

Case No. _____

Count #: 1

CONSPIRACY TO COMMIT ALIEN SMUGGLING

8 U.S.C. § 1324(a)(1)(A)(v)(I)

Max. Penalty: 10 YEARS' IMPRISONMENT; \$250,000 FINE

Count #: 2

ALIEN SMUGGLING

8 U.S.C. § 1324(a)(1)(A)(iv) and 1324(a)(1)(A)(v)(II)

Max. Penalty: 10 YEARS' IMPRISONMENT; \$250,000 FINE

Count #: 3

ALIEN SMUGGLING

8 U.S.C. § 1324(a)(2)(B)(ii)

Max. Penalty: 3 YEARS' MANDATORY MINIMUM TO 10 YEARS' IMPRISONMENT; \$250,000 FINE

Count #:

Max. Penalty:

Count #.

Max. Penalty:

Count #:

Max. Penalty:

*Refers only to possible term of incarceration, does not include possible fines, restitution, special assessments, parole terms, or forfeitures that may be applicable.